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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
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12 JANET GARCIA, GLADYS ZEPEDA,  
13 MIRIAM ZAMORA, ALI EL-BEY,  
14 PETER DIOCSON JR, MARQUIS  
15 ASHLEY, JAMES HAUGABROOK,  
16 individuals, KTOWN FOR ALL, an  
17 unincorporated association,

18 Plaintiffs,

19 vs.

20 CITY OF LOS ANGELES, a municipal  
21 entity; DOES 1-7,

22 Defendants.  
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CASE NO. 2:19-cv-06182-DSF-PLA

**ORDER GRANTING JOINT  
STIPULATION FOR  
APPOINTMENT OF SPECIAL  
MASTER FOR DISCOVERY**

1 Having reviewed and considered the Joint Stipulation for Appointment of  
2 Special Master for Discovery, filed by Plaintiffs Janet Garcia, Gladys Zepeda,  
3 Miriam Zamora, Peter Diocson Jr, Marquis Ashley, James Haugabrook, and Ktown  
4 for All, and good cause appearing, the Court grants the Stipulation as follows:

- 5 1. The Court finds good cause to appoint a Special Master for the  
6 purpose of resolving the parties' discovery disputes on an expedited  
7 basis and supervising the parties' fact discovery on an ongoing basis.
- 8 2. Pursuant to Fed. R. Civ. P. 53(a)(1)(C) and this Court's inherent  
9 equitable powers and authority, this Court appoints the Honorable  
10 Ann Kough (Ret.) as discovery Special Master for this case.
- 11 3. The Special Master's term of service will end when her duties are  
12 completed following the parties' last fact discovery dispute or when  
13 the Court terminates the appointment, whichever comes first.
- 14 4. The Special Master shall proceed with all reasonable diligence to  
15 perform her duties. *See* Fed. R. Civ. P. 53(b)(2).
- 16 5. The Special Master will resolve all fact discovery disputes between  
17 the parties. All discovery disputes and other discovery-related matters  
18 will be referred to the Special Master in the first instance and resolved  
19 in accordance with procedures established by her or this Court. The  
20 parties shall abide by those procedures and pay the fees incurred for  
21 Judge Kough's services in this capacity.
- 22 6. The Special Master will not oversee contempt proceedings or any  
23 other non-discovery motions or proceedings.
- 24 7. The Special Master shall have the authority to take appropriate  
25 measures to perform her duties fairly and efficiently, and to regulate  
26 all proceedings before her. *See* Fed. R. Civ. P. 53(e). The Special  
27 Master may not make any rulings on substantive issues in the case.

- 1           8. The Special Master may communicate ex parte with the Court. When  
2           practicable, the Special Master will give the parties advance notice of  
3           such communications. If advance notice is not practicable, the parties  
4           will be informed that an ex parte communication has occurred.
- 5           9. For each discovery issue she decides, the Special Master shall file a  
6           written report with the Court, as outlined in Fed. R. Civ. P. 53, subject  
7           to any alterations herein.
- 8           10. The Special Master will preserve, as a record of her activities, all  
9           written submissions received from the parties, all written submissions  
10          sent to the parties, and any transcripts of hearings before the Special  
11          Master. The Special Master will file with the Clerk of the Court such  
12          records upon the request of any party or the Court. The Special  
13          Master shall file with the Court a complete record of the information  
14          and documents considered in issuing her findings and  
15          recommendation. In her discretion, the Special Master may file parts  
16          of the record under seal, subject to subsequent approval by this Court.
- 17          11. The parties may file objections to, or a motion to adopt or modify, an  
18          order, report, or recommendation of the Special Master. Objections  
19          shall be filed no later than 10 days after the order, report, or  
20          recommendation is filed, unless the Special Master or this Court  
21          enters an order allowing a greater period of time. Objections shall be  
22          specific and accompanied by a five page memorandum describing the  
23          legal and factual basis for the objection.
- 24          12. The parties are ordered to abide by such further discovery procedures  
25          as are established by Judge Kough and/or this Court and pay the fees  
26          incurred for the Special Master in accordance with the JAMS fee  
27          schedule. The parties will pay the fees incurred for the Special Master  
28          in a 50-50 split, with Plaintiffs paying 50% and Defendant paying

1 50%, unless such proportion is altered by the Special Master and/or  
2 this Court as a result of a party's actions in connection with a specific  
3 discovery matter.

4 13.The Special Master will be bound by the terms of any and all Orders,  
5 including Protective Orders, entered in this case.

6 14.The Special Master will preserve records relating to her work as  
7 Special Master until relieved of this obligation by order of the Court.

8 15.Upon the entry of an Order on this Stipulation, the parties will jointly  
9 confer with Judge Kough at the earliest opportunity to advise her of  
10 outstanding discovery disputes or issues to be resolved and to seek  
11 direction from her as to the procedure for resolving those matters.  
12 The parties will schedule a meeting with Judge Kough, her schedule  
13 permitting, not later than 14 days after the date of this Order.  
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15 **IT IS SO ORDERED.**

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17 Dated: July 19, 2021



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Honorable Dale S. Fischer  
United States District Judge